

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE

James McGinn

v.

Civil No. 07-cv-88-SM

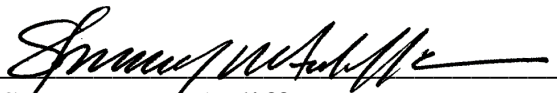
New Hampshire State Prison, Interim Warden

ORDER

After due consideration of the objection filed, I herewith disapprove the Report and Recommendation of Magistrate Judge Arenas dated August 9, 2007. Accepting counsel's representations, it would appear that the petition was not untimely filed.

SO ORDERED.

August 21, 2007



Steven J. McAuliffe
Chief Judge

cc: Michael Sheehan, Esq.